459425

Law Offices RAFFAELE & PUPPIO, L.L.P.

Attorneys at Law

19 WEST THIRD STREET MEDIA, PA 19063

MICHAEL A. RAFFAELE MICHAEL V. PUPPIO, JR. JOSEPH B. SIEDLARZ, III KATHLEEN A. PIPERNO TELEPHONE: (610) 891-6710 FACSIMILE: (610) 891-9985 RAFFAELE@RANDPLAW.COM PUPPIO@RANDPLAW.COM

August 9, 2002

VIA FACSIMILE AND REGULAR MAIL 215-824-2603 Carolyn Winter Prisk (3HS11) Office of Regional Counsel U.S. Environmental Protection Agency Region III 1650 Arch Street Philadelphia, PA 19103-2029

RE: Lower Darby Creek Area Superfund Site - Clearview Landfill, Folcroft Landfill,

and Folcroft Landfill Annex

My Client: Suburban Waste Services

Dear Ms. Prisk:

Enclosed please find the response to "Enclosure F" with regard to the above captioned matter.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Kathleen A. Piperno, Esquire

KAP/ac

Enclosure F

OUESTIONS

- 1. State the name of your company, its mailing address, and telephone number. Further identify:
 - a. dates and states of incorporation of your company;
 - b. The date and original state of incorporation of your company;
 - c. The parent corporation of your company, if any, and all subsidiaries or other affiliated entities;
 - d. The officers and/or directors of your company at any time since its incorporation; and
 - e. The shareholders of your company and the percentage of stock owned by each at any time since its incorporation.
- 2. What is the current nature of the business or activity conducted in the Philadelphia, Pennsylvania area?
- 3. Describe <u>in detail</u> the relationship between Suburban Waste Services, Inc. and City Wide Service, Inc.
- 4. Has City Wide Service, Inc., its officers, directors or stockholders, <u>ever</u> sold, transferred, or otherwise conveyed any of City Wide Service, Inc.'s assets to Suburban Waste Services, Inc., or its officers, directors, or stockholders?
- 5. For every such sale, transfer, or conveyance, provide the following information:
 - a. A copy of the purchase or other agreement(s) whereby City Wide Service, Inc., its officers, directors or stockholders sold or transferred any of its assets to Suburban Waste Service, Inc. or its officers, directors, or stockholders.
 - b. The date(s) on which any sale(s), transfer(s), or conveyance(s) took place;
 - c. A complete and detailed list of all assets sold, transferred, or conveyed; and
 - d. A complete and accurate accounting of the value of each such asset sold, transferred, or conveyed.
- 6. Is Suburban Waste Services, Inc., the successor to all liabilities, including those under the Comprehensive Environmental Response, Compensation and Liability Act,

Customer Service Hotline: 1-800-438-2474

- as amended, by the Superfund Amendments and Reauthorization Act of City Wide Service, Inc.
- 7. Has Suburban Waste Services, Inc., entered into any type of lease agreement, written or oral, with City Wide Service, Inc., or any other entity, for use of the City Wide Service, Inc.'s facility(ies) located at Ave. A and Darby Creek, adjacent to the former Clearview Landfill, in Darby Township, PA? For all agreements entered into for use of the City Wide Service facility(ies), please provide all documents reflecting such agreements.
- 8. Please describe any facilities, properties, customer/client lists, advertising, trademarks, service marks, telephone numbers, fax numbers, and/or vehicles which belonged to City Wide Service, Inc. that Suburban Waste Services, Inc. now owns or utilizes.
- 9. Identify any and all employees and/or supervisory personnel that were employed by City Wide Service, Inc. that are/were employed by Suburban Waste Services, Inc. Provide all titles held at both City Wide Service, Inc. and Suburban Waste Services, Inc. and dates of employment. Identify if sick-leave, pension plan, benefits package, seniority, and/or vacation time accrued from City Wide Service, Inc. applied/applies to employment at Suburban Waste Services, Inc. Include any employees working in a consulting capacity.
- 10. Identify any and all current/former shareholders, officers, directors, managers, and key employees of both City Wide Service, Inc. and Suburban Waste Services, Inc. If these shareholders, officers, managers, and/or key employees are different, is there now or was there ever any relationship between the two groups of shareholders or other positions other than that of seller/buyer.

8/8/02 Chistip Disgue CO. 8/9/02 Custlen d'Ispenio

Customer Service Hotline: 1-800-438-2474

ANSWERS TO ENCLOSURE F

- 1. Suburban Waste Services, Inc., 4214 Chatham Circle, Aston, PA 19014, 610-497-5763.
 - (a) The date of incorporation was April 19, 2001. The state of incorporation is Pennsylvania;
 - (b) The original date of incorporation was April 19, 2001. The original state of incorporation was Pennsylvania;
 - (c) There is no parent corporation and no subsidiary companies to Suburban Waste Services, Inc.;
 - (d) Christina Bizzari, President;Louis Emelio Bizzari, Secretary;Christina Bizzari, Treasurer (See Exhibit "A"); and
 - (e) Shareholders Christina Bizzari, 90 shares; and Louis E. Bizzari, 10 shares (See Exhibit "B").
- 2. The nature of the business or activity conducted in Philadelphia, Pennsylvania is roll off trash containers. The nature of the business or activity conducted in Delaware County, Pennsylvania is residential trash removal and roll-off trash containers.
- 3. Suburban Waste Services, Inc. removes all rubbish and waste from Darby Township on behalf of City Wide Service, Inc. for the sum of \$19,000.00 per month and City Wide Service provides garage space to Suburban Waste Services, Inc. (See Exhibit "C").
- 4. No. City Wide Services, Inc. has never sold, transferred, nor conveyed any assets to Suburban Waste Services, Inc., or its officers, directors or stockholders.
- 5. No. City Wide Services, Inc. has never sold, transferred, nor conveyed any assets to Suburban Waste Services, Inc., or its officers, directors or stockholders.
 - (a) No. City Wide Services, Inc. has never sold, transferred, or conveyed any assets to Suburban Waste Services, Inc., therefore, there are no purchase agreements;
 - (b) No. City Wide Services, Inc. has never sold, transferred or conveyed any assets to Suburban Waste Services, Inc.;
 - (c) No. City Wide Services, Inc. has never sold, transferred, or conveyed any assets to Suburban Waste Services, Inc., therefore, there are not detailed lists of assets sold, transferred or conveyed;
 - (d) No. City Wide Services, Inc. has never sold, transferred, or conveyed any assets

to Suburban Waste Services, Inc., therefore, there is no accounting of value for assets.

- 6. No. Suburban Waste Services, Inc. is solely responsible for its own liabilities and has no ownership interest in or to City Wide Services, Inc., nor any responsibility for liabilities incurred by City Wide Services, Inc.
- 7. Yes. Suburban Waste Services, Inc. has entered into a "Trash Contract" dated December 6, 2001, wherein, Suburban Waste Services agrees to remove all rubbish and waste from Darby Township from January 1, 2002 through December 31, 2005, in exchange for \$19,000.00 per month and for use of garage space on the premises of City Wide Services. Inc.
- 8. None. All customer/client lists, advertising, trademarks, telephone numbers, fax numbers and vehicles were purchased solely by Suburban Waste Services, Inc. between April 19, 2001 and the present.
- 9. Richard Hashim was employed as a picker by City Wide Services, Inc. and is now employed by Suburban Waste Services, Inc. three (3) days per week as a picker.
 - Herman Brown was employed by City Wide Services, Inc. as a picker and is now employed by Suburban Waste Services, Inc. as a picker one (1) day per week. (He is actually retired).
- 10. No shareholders or officers of Suburban Waste Services, Inc. has no familial or business relationship to or interest in City Wide Services, Inc. The only relationship between City Wide Services, Inc. and Suburban Waste Services, Inc. is set forth in the contract dated December 6, 2001 for trash removal services and use of garage space.

Date: 8/8/02

Kathleen A. Piperno, Esquire

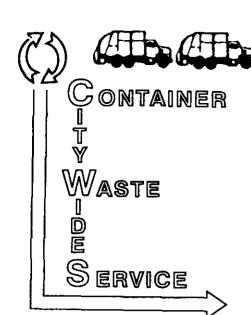
Attorney for Suburban Waste Services, Inc.

DOCKETING STATEMENT (DSCB: 15-134A) DEPARTMENTS OF STATE AND REVENUE			BUREAU USE ONLY: Dept. of State Entity Number		
FILING FEE: NONE		·			
		Filing F	Period	Date 3 4 5	
				oort Code	
This form (file in triplicate) and all a COMMONWEALTH OF PENNSYLVANI DEPARTMENT OF STATE CORPORATION BUREAU 3DS NORTH OFFICE BUILDING HARRISBURG, PA 17120-0029		all be mailed to:			
Check proper box:					
X Business-stock	Business-nonstoo	ck Busine	ess-Management		
Business-statutory close	Business-cooper	stive Nonpr	ofit-stock	Nonprofit-nonstock	
Foreign	Foreign-nonprofit	-stock Motor	Vehicle for Hire		
Foreign-Limited Certificat	s of Authority to D/B/A				
Corporation registering as a r	eault of (check box):				
Incorporation (PA)		Domestication	Consoli	dation	
Authorization of a foreign	corporation D	Division	Summa	ry of Record	
Name of corporation:	SUBURBAN WAS	TE SERVICES,	INC.		
2. Location of initial registere	d office in PA:				
4214 Chatham Aston, PA 1		Delaware C	ounty		
3. Specified effective date, if	applicable:			· · · · · · · · · · · · · · · · · · ·	
4. Describe principal PA activi	ty to be engaged in, within emoval and disp		ication date:	· .	
5. Names, residences and soc	alal security numbers of the	e chief executive offic	er, secretary and tre	sacurer:	
Name	Address	Title		Social Security#	
Christina Bizz	ari 	President			
Christina Bizza	ari	Treasurer		.	
Louis E. Bizza:	ri	Secretary			









mailing address:
P.O. Box 1235
Sharon Hill, PA 19079

Phone (610) 586-6722 FAX (610) 586-9999

DECEMBER 6 2001

RE; DARBY TOWNSHIP TRASH CONCRACT

WASTE FROM DARBY TWP.ACCORDING TO THE SPECIFICATIONS IN THE CONTRACT SIGNED BY CITY WIDE SERVICE AND DARBY TOWNSHIP FOR A PERIOD OF THREE YEARS NAMELY JANUARY 1 2001 to DECEMBER 31 2005.

CITY WIDE SERVICE WILL PAY TO SUBURBAN WASTE SERVICE THE SUM OF 19,000.00 PER. MONTH(NINETEEN THOUSAND) DOLLARS FOR THESE SERVICES
CITY WIDE SERVICE WILL ALLOW SUBURBAN WASTE SERVICE THE USE OF THREE BAYS OF GARAGE SPACE AT THE DARBY TWP. SITE FOR THE LENGTH OF THIS AGEREEMENT AT NO CHARGE.
EITHER PARTY MAY CANCEL THIS AGREEMENT BY GIVING TO THE OTHER SIXTY (60) DAYS WRITTEN NOTICE.

SUBURBAN WASTE SERVICE AGREES TO REMOVE ALL RUBBISH AND

ON BEHALF OF CITY WIDE SERVICE

ON BEHALF OF SUBURBAN WASTE SERVICE

Raffaele & Puppio, LLP 19 West Third Street Media, PA 19063



Carolyn Winter Prisk (3HS11)
Office of Regional Counsel
U.S. Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029